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Total Number of Pages in This Submission

3

Application Number

10/756,971

Filing Date

January 13, 2004

First Named Inventor

Bianchi, et al.

Art Unit

3738

Examiner Name

Suzette J-J Gherbi

Attorney Docket Number

MSDI-546/PC316.10

ENCLOSURES (Check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|-------------------|----------|--------|
| Firm Name | Krieg DeVault LLP | | |
| Signature | | | |
| Printed name | Brad A. Schepers | | |
| Date | May 24, 2007 | Reg. No. | 45,431 |

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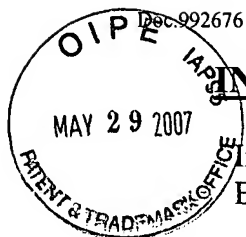
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Doc. 992676

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:
Bianchi et al.

Application Serial No. 10/756,971

Filed January 13, 2004

OPEN INTERVERTEBRAL SPACER

) Before the Examiner
) Suzette J-J Gherbi
)

) Group Art Unit 3738
)

) Ref. No. MSDI-546
)

) May 24, 2007

INTERVIEW SUMMARY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the telephonic interview conducted between Examiner Gherbi and the undersigned representative on March 29, 2007, please enter the following Interview Summary. Additionally, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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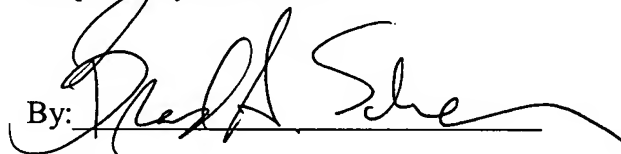
May 24, 2007

Date of Signature

INTERVIEW SUMMARY

The Applicant's representative thanks Examiner Gherbi for the courtesy of initiating a telephonic interview on March 29, 2007 to further prosecution of the subject application. Independent claim 63 was discussed during the telephonic interview with regard to U.S. Patent No. 4,904,261 to Dove et al. Additionally, claims 70, 73, 92, 103 and 106 were discussed with regard to the correction of various informalities. Examiner Gherbi indicated that the subject application would be placed in condition for allowance if the amendments set forth in the Examiner's Amendment (accompanying the Notice of Allowance dated May 11, 2007) were incorporated into the claims.

Respectfully submitted,

By: 

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